

#3

PATENT
Attorney Docket No. 63131

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
MICHAELI ET AL.

Group Art Unit: 2151

Application No. 09/845,606

Examiner: OBERLEY, ALVIN E.

Filed: April 28, 2001

For: METHOD AND APPARATUS FOR A
DATA STRUCTURE COMPRISING A
HIERARCHY OF QUEUES OR LINKED
LIST DATA STRUCTURES

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PETITION TO CORRECT FILING DATE

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicants request the filing date be corrected to be -- 04/28/2001 -- in the above referenced application. Attached is a copy of the official filing receipt which improperly reads "04/27/2001". This patent application was filed in compliance of the Express Mail filing provisions of 37 CFR § 1.10 on April 28, 2001, and applicants hereby request the patent application be accorded this filing date, and a corrected filing receipt be sent to applicants' attorney of record.

In re MICHAELI ET AL.
Application No. 09/845,606

In support of applicants' request, the following documents are submitted herewith:

1) A true copy of the cover sheet of this patent application with an EXPRESS MAIL CERTIFICATE OF MAILING dated April 28, 2001, and signed by applicants' attorney by Kirk D. Williams, certifying that the application was deposited with the U.S. Postal Service's "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on April 28, 2001, in an envelope bearing Express Mail Label. No. EL759042781US, addressed to BOX PATENT APPLICATION, ASST COMMISSIONER FOR PATENTS, WASHINGTON DC 20231.

2) A true copy of application's UTILITY PATENT APPLICATION AND FEE TRANSMITTAL dated May 23, 2001, with an EXPRESS MAIL CERTIFICATE OF MAILING dated April 28, 2001, and signed by applicants' attorney by Kirk D. Williams, certifying that the application was deposited with the U.S. Postal Service's "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on April 28, 2001, in an envelope bearing Express Mail Label. No. EL759042781US, addressed to BOX PATENT APPLICATION, ASST COMMISSIONER FOR PATENTS, WASHINGTON DC 20231.

3) A true copy of Express Mail Receipt No. EL759042781US, showing that the application package was received by U.S. Postal Station 80217 at 10:05 PM. on April 28, 2001.

In re MICHAELI ET AL.
Application No. 09/845,606

Applicants believe that no fee is due as this petition is being filed to correct a USPTO error. However, the Commissioner is authorized any fee due in connection with this communication to Deposit Account No. 501430.

Moreover, the Commissioner is hereby generally authorized under 37 C.F.R. § 1.136(a)(3) to treat this communication or any future communication in this or any related application filed pursuant to 37 C.F.R. § 1.53 requiring an extension of time as incorporating a request therefore, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 501430 for any fee that may be due in connection with such a request for an extension of time. The Commissioner is hereby authorized to charge payment of any fee due any under 37 C.F.R. §§ 1.16 and § 1.17 associated with this communication or any future communication in this or any related application filed pursuant to 37 C.F.R. § 1.53 or credit any overpayment to Deposit Account No. 501430.

Respectfully submitted,
The Law Office of Kirk D. Williams

Date: April 24, 2002

By



Kirk D. Williams, Reg. No. 42,229
One of the Attorneys for Applicants
CUSTOMER NUMBER 26327
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1234 S. OGDEN ST., Denver, CO 80210
303-282-0151 (telephone), 303-778-0748 (facsimile)



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/845,606	04/27/2001	2152	1414	63131	7	28	10

26327

THE LAW OFFICE OF KIRK D. WILLIAMS
1234 S. OGDEN ST.
DENVER, CO 80210

04/28/2001

CONFIRMATION NO. 2587

FILING RECEIPT



OC000000006229510

Date Mailed: 06/26/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Amir Michaeli, Hertzelya, ISRAEL;
Vitaly Sukonik, Katzir, ISRAEL;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 06/26/2001

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

Title

Method and apparatus for a data structure comprising a hierarchy of queues or linked list data structures

Preliminary Class

709

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UNITED STATES PATENT APPLICATION
FOR

METHOD AND APPARATUS FOR A DATA STRUCTURE COMPRISING A HIERARCHY OF
QUEUES OR LINKED LIST DATA STRUCTURES

INVENTORS:

AMIR MICHAELI

SHMUEL HANAGID 13, APT. 21, HERTZELYA, ISRAEL 46498, A CITIZEN OF ISRAEL

VITALY SUKONIK

POB 705, KATZIR, ISRAEL 37101, A CITIZEN OF ISRAEL

PREPARED BY:

THE LAW OFFICE OF KIRK D. WILLIAMS
1234 S. OGDEN ST.
DENVER, CO 80210
303-282-0151

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EXPRESS MAIL CERTIFICATE OF MAILING

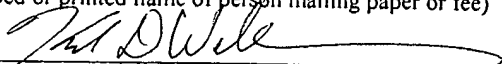
"Express Mail" mailing label number: EL759042781US

Date of Deposit: April 28, 2001

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to BOX PATENT APPLICATION, ASST COMMISSIONER FOR PATENTS, WASHINGTON DC 20231.

Kirk D. Williams

(Typed or printed name of person mailing paper or fee)



(Signature of person mailing paper or fee)

April 28, 2001

(Date signed)

UTILITY PATENT APPLICATION AND FEE TRANSMITTAL

ADDRESS TO:

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Attorney Docket No. 63131

First Named Inventor Amir Michaeli

Title: Method And Apparatus For a Data
Structure Comprising a Hierarchy of Queues
or Linked List Data Structures

Express Mail No. EL759042781US

APPLICATION ELEMENTS

1. ☒ Fee Transmittal Info. included herein
2. ☐ Applicant is entitled to and hereby claims Small Entity Status. See 37 CFR 1.27.
3. ☒ Specification [Total Pages 23 + Cover Sheet]
4. ☒ Formal Drawings [Total Sheets 7]
5. ☒ Combined Declaration and Power of Attorney [Total Pages 2]
 - a. ☒ Newly executed
 - b. ☐ Copy from prior application

[Note Box 6 below]

 - i. ☐ Deletion of Inventor(s) Signed statement attached deleting inventor(s) named in the prior application
6. ☐ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
7. ☐ Application Data Sheet. See 37 CFR 1.76
8. ☐ CD-ROM in duplicate (Program or Table)

9. ☒ NONPUBLICATION REQUEST:
 - a. THIS APPLICATION IS NOT TO BE PUBLISHED UNDER 35 U.S.C. 122(b)
 - b. CERTIFICATION: The invention disclosed in the application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

ACCOMPANYING APPLICATION PARTS

10. ☒ Assignment Papers
11. ☐ 37 CFR 3.73(b) Statement
12. ☐ English Translation Document
13. ☐ Information Disclosure Statement (IDS)
 - ☐ PTO-1449 Form
 - ☐ Copies of IDS Citations
14. ☐ Preliminary Amendment
15. ☒ Return Receipt Postcard
16. ☐ Certified Copy of Priority Document(s)
17. ☐ Other:

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:
☐ Continuation ☐ Divisional ☐ Continuation-in-part of prior application Serial No. _____
 Prior application: Examiner _____ Group / Art Unit: _____

APPLICATION FEES

BASIC FEE				Large Entity	\$710
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	28 - 20 =	8	x \$18		\$144
Independent Claims	10 - 3 =	7	x \$80		\$560
<input type="checkbox"/> Multiple Dependent Claims(s) if applicable				+ \$270	\$
Total of above calculations =					\$1414
<input checked="" type="checkbox"/> Assignment fee if applicable				+ \$40.00	\$40
TOTAL =					\$1454

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UTILITY PATENT APPLICATION AND FEE TRANSMITTAL

Attorney Docket No. 63131

18. ☐ Please charge my Deposit Account No. 501430 in the amount of \$.
- 19a. ☒ Check No. 2077 in the amount of \$1414 is enclosed.
- 19b. ☒ Check No. 2078 in the amount of \$40 is enclosed.
20. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 501430:
- a. ☒ Fees required under 37 CFR 1.16.
- b. ☒ Fees required under 37 CFR 1.17.
- c. ☐ Fees required under 37 CFR 1.18.
21. ☒ The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 501430 for any fee that may be due in connection with such a request for an extension of time.

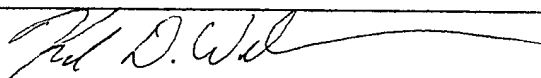
22. CORRESPONDENCE ADDRESS

CUSTOMER NUMBER: 26327

Kirk D. Williams, Esq.
The Law Office of Kirk D. Williams
1234 S. OGDEN ST.
DENVER, CO 80210
Telephone: 303-282-0151
Facsimile: 303-265-9946

Name Kirk D. Williams

Signature

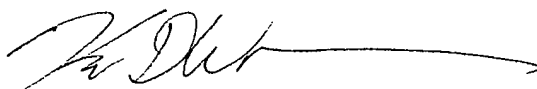


Date April 28, 2001

Certificate of Mailing Under 37 C.F.R. 1.10

I hereby certify that this Utility Patent Application and Fee Transmittal and all accompanying documents are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" Service under 37 C.F.R. 1.10 on the date indicated below with "Express Mail" mailing label number EL759042781US addressed to:
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Kirk D. Williams, Esq.
Reg. No. 42,229



April 28, 2001

Name of Person Signing

Signature

Date



EXPRESS MAIL

POST OFFICE TO ADDRESSEE



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Time in AM <input type="checkbox"/> PM <input checked="" type="checkbox"/>	Weight 9.5 lbs	Insurance Fee <input type="checkbox"/>
No Delivery <input type="checkbox"/>	Acceptance Clerk Initials (Signature)	Total Postage & Fees \$16.00
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FROM: (PLEASE PRINT) PHONE ()

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1234 S OGDEN ST
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63131

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